

alternative, Motion to Transfer Venue to the Middle District of Florida; the Affidavit of Suzanne M. D'Amico and the attached exhibits, and the pleadings filed in this action.

Dated: June 5, 2008
New York, New York

Respectfully submitted,

s/ Suzanne M. D'Amico

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Management, LLC; Charles A.
Bray; and Joseph Gillespie*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

ANDERSON KILL & OLICK, P.C.,

Plaintiff,

v.

BRAY & GILLESPIE, INC.; BRAY & GILLESPIE
MANAGEMENT, LLC; CHARLES A. BRAY and
JOSEPH GILLESPIE,

Defendants.

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**DEFENDANTS' MOTION TO DISMISS FOR LACK OF PERSONAL
JURISDICTION AND IMPROPER VENUE, OR IN THE ALTERNATIVE,
MOTION TO TRANSFER VENUE TO THE MIDDLE DISTRICT OF FLORIDA**

Pursuant to Federal Rules of Civil Procedure 12(b)(2), 12(b)(3) and 28 U.S.C. §§ 1404 and 1406, defendants Bray & Gillespie, Inc.; Bray & Gillespie Management, LLC; Charles A. Bray, and Joseph Gillespie, by their undersigned counsel, respectfully move this Court to dismiss this action for lack of personal jurisdiction and improper venue, or in the alternative, transfer venue to the United States District Court, Middle District of Florida, Orlando Division for the reasons set forth in the accompanying memorandum of law.

Dated: June 5, 2008
New York, New York

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